

Panaji, 5th June, 1997 (Jyaistha 15, 1919)

SERIES I No. 10

OFFICIAL GAZETTE



GOVERNMENT OF GOA

NOTE: There is one Extraordinary issue to the Official Gazette, Series I No. 9 dated 29-5-97 namely, Extraordinary dated 29-5-97 from pages 139 to 140 regarding Corrigendum and Notification from Department of Information and Department of Law & Judiciary (Law Establishment Division) respectively.

GOVERNMENT OF GOA

Department of Finance

Revenue & Control Division

Notification

2/3/85-Fin (R&C)

In exercise of the powers conferred by section 4 of the Goa, Daman and Diu Toddy Tappers Welfare Fund Act, 1984 (Act 17 of 1985), the Government of Goa, after consultation with the recognised toddy tappers associations hereby frames the following Scheme so as to amend the Goa, Daman and Diu Toddy Tappers Welfare Fund Scheme, 1985, as follows, namely:—

1. *Short title and commencement.*—(1) This scheme may be called the Goa Toddy Tappers Welfare Fund (Amendment) Scheme, 1997.

It shall come into force at once.

2. *Amendment of clause 9.*— In clause 9 of the Goa, Daman and Diu Toddy Tappers Welfare Fund Scheme, 1985 (hereinafter called said Scheme), in sub-clause (2), for the expression “not exceeding Rs. 25,000/- (rupees twenty five thousand only)”, the expression not exceeding Rs. 50,000/- (rupees fifty thousand only)” shall be substituted.

3. *Amendment of clause 10.*— In clause 10 of the said Scheme, (i) in sub-clause (1) for the expression “not exceeding Rs. 15,000/- (rupees fifteen thousand only)”, the expression “not exceeding Rs. 30,000/- (rupees thirty thousand only)” shall be substituted; (ii) in sub-clause (2), for the expression “compensation of Rs. 15/- (rupees fifteen only)”, the expression compensation of Rs. 30/- (rupees thirty only)” shall be substituted.

By order and in the name of the Governor of Goa.

S. V. Madkaikar, Under Secretary (Fin-Exp).

Panaji, 21st May, 1997.

Department of General Administration

Notification

26/2/95-GA&C

Read: Notification of even number dated 7-4-97.

In exercise of the powers conferred by Rule 5 of the Business of the Government of Goa (Allocation) Rules, 1987 and in partial modification of the Government Notification read above, the Government hereby directs that the allocation of business of the Government relating to following subjects shall be allotted with immediate effect to the Secretaries as indicated below:—

Sr. No.	Name & Designation of the officer	Department/ Subject allotted
1.	2.	3.
1.	Commissioner & Secretary (PWD & Education/Chief Electoral Officer) (Shri Vivek Rae)	1. Agriculture
2.	Secretary (Agriculture and Urban Development) (Shri Kewal Sharma)	1. Transport

By order and in the name of the Governor of Goa.

Anthony Ferrao, Under Secretary (GA).

Panaji, 16th May, 1997.

Department of Home

Home — General Division

Notification

HD (G) 10-450/68

The Government of Goa is hereby pleased to further amend the Goa Freedom Fighters' Welfare Rules, 1988 (hereinafter called the “Principal Rules”), published in the Official Gazette Series I

No. 8, dated 25-5-1989 vide Government Notification No. 11-37-88-HD (G) dated 27-4-1989 and amended vide Government Notification No. 11-14-96-HD (G) dated 14th May, 1996 published in the Official Gazette Series I No. 9 dated 31st May, 1996 as follows:—

"In rule 9 for the words "one time grant" the words "at a time grant" shall be substituted".

By order and in the name of the Governor of Goa.

A. Mascarenhas, Under Secretary (Home).

Panaji, 26th May, 1997.

Department of Labour

Notification

CL/MWA-9/97/2297

Whereas the Government of Goa is of the opinion that minimum rates of wages should be fixed under the Minimum Wages Act, 1948 (Central Act XI of 1948) (hereinafter called the 'said Act'), in respect of the employment, viz. "Employment in pharmaceutical industry and units engaged in the manufacture, sale and distribution of medicines and pharmaceutical products (hereinafter referred to the "said employment")".

Now, therefore, in exercise of the powers conferred by section 27 of the said Act, the Government of Goa hereby gives three months' notice of its intention to add the said employment to PART- I of the SCHEDULE to the said Act.

All objections and suggestions, if any to the said intention, should be sent to the Secretary (Labour) to the Government of Goa, Secretariat, Panaji, within three months from the date of publication of this Notification in the Official Gazette.

By order and in the name of the Governor of Goa.

R. S. Mardolker, Ex-Officio Joint Secretary (Labour).

Panaji, 20th May, 1997.

Department of Law & Judiciary

Legal Affairs Division

Notification

10/5/96/LA-Vol. II

The Indian Contract (Amendment) Act, 1996 (Central Act 1 of 1997) which has been passed by the Parliament and assented to by the President of India on 8th January, 1997 and published in the Gazette of India, Extraordinary, Part II, Section I dated 8th January, 1997 is hereby published for general information of the public.

P. V. Kadneker, Joint Secretary (Law).

Panaji, 8th May, 1997.

THE INDIAN CONTRACT (AMENDMENT) ACT, 1996

AN

ACT

further to amend the Indian Contract Act, 1872.

Be it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Indian Contract (Amendment) Act, 1996.

2. *Amendment of section 28.*— In section 28 of the Indian Contract Act, 1872, for the portion beginning 9 of 1872. with the words "Every agreement" and ending with the words "is void to that extent.", the following shall be substituted, namely:—

"Every agreement, —

(a) by which any party thereto is restricted absolutely from enforcing his rights under or in respect of any contract, by the usual legal proceedings in the ordinary tribunals, or which limits the time within which he may thus enforce his rights; or

(b) which extinguishes the rights of any party thereto, or discharges any party thereto from any liability, under or in respect of any contract on the expiry of a specified period so as to restrict any party from enforcing his rights,

is void to that extent."

Notification

10/5/96/LA-Vol. II

The Income Tax (Amendment) Act, 1996 (Central Act 35 of 1996) which has been passed by the Parliament and assented to by the President of India on 19th December, 1996 and published in the Gazette of India, Extraordinary, Part II, Section I dated 19th December, 1996 is hereby published for general information of the public.

P. V. Kadneker, Joint Secretary (Law).

Panaji, 21st April, 1997.

THE INCOME TAX (AMENDMENT) ACT, 1996

AN

ACT

Further to amend the Income-tax Act, 1961.

Be it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

1. *Short title and commencement.* — (1) This Act may be called the Income-tax (Amendment) Act, 1996.

(2) It shall be deemed to have come into force on the 14th day of November, 1996.

2. *Amendment of section 80G of Act 43 of 1961.* — In section 80G of the Income-tax Act, 1961 (hereinafter referred to as the principal Act), —

(a) in sub-section (1), in clause (i), after the word, brackets, figures and letters “sub-clause (iii hc)”, the words, brackets, figures and letters “or sub-clause (iii hd)” shall be inserted;

(b) in sub-section (2), in clause (a), after sub-clause (iii hc), the following sub-clause shall be inserted, namely:—

“(iii hd) the Andhra Pradesh Chief Minister’s Cyclone Relief Fund 1996; or”.

3. *Repeal and saving.* — (1) The Income-tax Ord. 31 of (Amendment) Ordinance, 1996 is hereby repealed. 1996.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act, as amended by this Act.

(3) They shall come into force from the date of their publication in the Official Gazette.

2. *Number, classification and scales of pay.* — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in column 2 of the said Schedule from time to time subject to exigencies of work.

3. *Method of recruitment, age limit and other qualifications.* — The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the said Schedule.

4. *Disqualification.* — No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.* — Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.* — Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for scheduled castes and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Personnel).

Panaji, 14th April, 1997.

Department of Personnel

Notification

1/2/83-PER (Part. I)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, and in supersession of the existing Recruitment Rules for the relevant posts, the Governor of Goa hereby makes the following rules to regulate the recruitment to the Goa General Service, Group ‘C’, Non-Ministerial, Non-Gazetted posts, in the State Directorate of Craftsmen Training, Government of Goa, namely:—

1. *Short title, application and commencement.* — (1) These rules may be called the Government of Goa, State Directorate of Craftsmen Training, Group ‘C’, Non-Ministerial, Non-Gazetted posts, Recruitment Rules, 1997.

(2) They shall apply to the posts specified in column 1 of the Schedule to these rules (hereinafter called as the “said Schedule”).

SCHEDULE

Name/ Designation of post	Number of posts	Classifi- cation	Scale of pay	Whe- ther selection post or non- selec- tion post	Age limit for direct recruits	Whether the benefit of added years of service is admissible under Rule 30 of CCS (Pension) Rules, 1972	Educational and other qualifi- cations required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promotees.	Period of probation, if any	Method of recruit- ment, whether by direct recruitment or by promotion or by deputation/ transfer/contract and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/ deputation/transfer, grades from which promotion/ deputation/transfer is to be made	If a D. P. C. exists, what is its compo- sition	Circumstances in which Goa Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Group Instructor (Data Preparation and Computer Soft- ware).	3 (1997) Subject to va- riation and dependent on work- load.	Group 'C' Non- Minis- terial, Non- Gazet- ted.	Rs. 2000- 60- 2300- -EB-75- 3200.	Selec- tion	35 years (Re- laxable for Government servants by 5 years in accor- dance with the instructions or orders issued by the Govern- ment).	N. A.	<i>Essential:</i> (1) B. Sc (Computer Science) from a recognised Institution/ University. failing which B. Sc (PCM) & Diploma in Computer Science/Application of duration of more than one year. failing which Master of Computer Science/ Application. failing which Diploma in Engineering and Diploma in Computer Sci- ence/Application of duration of more than one year. (2) Knowledge of Konkani. <i>Experience:</i> 3 years after acquiring the above respective qualification. <i>Desirable:</i> Knowledge of Marathi.	Age: N. A. <i>Educa- tional Qualifica- tions:</i> To the extent as indicated in Column No. 11.	Two years	75% by pro- motion fail- ing which by direct recruit- ment. 25% by direct recruit- ment.	<i>Promotion:</i> Instructor in I. T. I. with 5 years regular service in the grade and possessing a Diploma in Engi- neering with A. I. I. <i>OR</i> Course in Computer Engineering for Ins- tructors.	Group 'C' D.P.C.	N. A.